REMARKS

Claims 1-51 are pending in the present application. By this amendment, claims 22, 25, 34, 37, 39, 40 and 43 have been amended with a number of editorial changes.

In the Office Action, claims 1-51 stand rejected under the judicially created doctrine of obviousness-type double patenting over the claims of U.S. Patent Nos. 7,369,855 and 7,697,501.

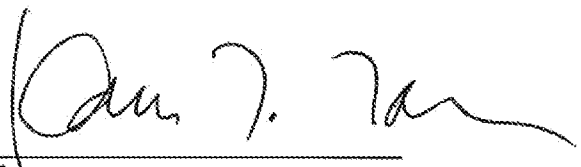
Applicant again respectfully disagrees. Nevertheless, to expedite prosecution but without acquiescing to the Examiner's position, a terminal disclaimer is filed pursuant to 37.C.F.R. § 1.321(c).

In view of the foregoing, Applicant respectfully submits that all pending claims in the present application are in condition for allowance. Reconsideration and an early allowance are respectfully requested.

Please charge any fees or deposit any overpayments that may be associated with this response to Deposit Account No. 17-0026.

Respectfully submitted,

Date: August 17, 2010

By: 

Kam T. Tam
Reg. No. 35,756
Telephone: (858) 651 - 5563

QUALCOMM Incorporated
5775 Morehouse Drive
San Diego, California 92121
Telephone: (858) 658-5787
Facsimile: (858) 658-2502